

THE DAILY HERALD
Salt Lake City, - - Utah.

TUESDAY, - - OCTOBER 13, 1885.

To Herald Subscribers in Ogden.
The Herald is delivered by carriers every morning in Ogden at 9.30. All complaints, orders for subscription, advertisements, etc., handed to the undersigned will receive prompt attention.
A. C. BROWN, Herald Agent.
With David Eccles, Lumber merchant.

LOCAL BRIEFS.

THE MIXTELS are coming.
R. P. CUMMINGS, late of Logan, is in town.
Hoff will be sentenced for the fourth time to-day.
In Hoff's refer to a pigeon match as "shooting at live birds."

THE MONTHLY meeting of Zion's Benevolent Building Society occurs on Thursday next.

BOTTLE WING-SHOOTS import their pigeons from Salt Lake and other points in Utah.

T. R. JONES & Co. received yesterday, a pair of Germana bullion, valued at \$9,327.68.

THE BALDWIN Theatre Company have well-stocked the town with very handsome lithographs.

FIRST SOUTH Street, between East Temple and West Temple, is undergoing a much-needed cleaning.

KAPPEL HOFFMAN and Charles Henry Honerli were admitted to citizenship in the Third District Court yesterday.

IN JUDGE ZANE's court, yesterday, Ada Sifton Appleby was granted a decree of divorce from Charles Henry Appleby.

THE SURETIES on the attachment bond in the case of Geo. Grant & Co. vs. E. J. Friedlander, were relieved and exonerated, yesterday.

THE HERALD will be found on sale at the Wasatch boot-black's stand, where the quickest and most brilliant shine is given to the shoes.

McCORMICK & Co., yesterday, received a pair of Hanover bullion, \$9,000; 2 bars of silver, \$3,150; Queen of Hills ore, \$3,720. Value, \$15,870.

SIX PENITENTIARY birds, chained together in pairs, were brought down yesterday as witnesses in the Lowry case but their testimony was unneeded.

ALEX. COWAN, who resides in the Fifth Ward, met with an accident on Sunday, by jumping on a broken bottle while in his stocking feet. The wound is rather serious.

JOHN H. McGEHEE, of Juab County; Thomas K. Stevens, of Washington County; and Joseph J. Snell, of Salt Lake County, have been commissioned as notaries public.

THROUGH SOME error the name of one of the three jurors who recently objected to playing Marionette has been printed as "N. W. Clayton," when it should have been N. H. Clayton.

ABERDEE McLEAN, "drunk, disorderly, profane and obscene," \$5; Charles Maidsen, drunk, \$5; and J. M. Davidson, drunk, \$5, were the only penitents before Judge Spiers yesterday.

A NUMBER of errors occurred in our exhaustive report of A. Postle Thatcher's address in the SUNDAY HERALD. They will be found to be corrected in the semi-weekly and weekly editions.

A COUPLE of gentlemen wearing red ribbons have been on the streets for several days past. They are prominent members of the Knights of Labor. They will probably lecture in a few days.

THE residence of Mr. Wm. White, in the Seventeenth Ward, a mansion whose architectural elegance has attracted a good deal of operation of late months, has been occupied by the owner.

LUKE SHAW, of the Nineteenth Ward, yesterday, disposed of a lot of celery to G. F. Brooks, one bunch of which weighed 45 pounds. It came to the HERALD office with compliments of the grocer later.

MR. BERNARD McGUIRE, of Park City, was married to Mrs. Emma Dignon, of this city, on Sunday. The ceremony took place in the Catholic church, and was followed by a pleasant reception in the evening.

THE EIGHTEENTH Ward chapel was crowded to suffocation on Sunday evening when John Nicholson preached what was understood to be his farewell sermon; he will be sentenced this morning at 10 o'clock.

A NUMBER of the friends of Mr. John Nicholson called at that gentleman's house on Sunday evening, and presented him with an address and a purse of \$400. The address was couched in very complimentary terms.

A FULL attendance of the members of the First Ward Mutual Improvement Association is desired at the Ward House, this evening at 7.30 o'clock. It is the intention to reorganize the Association for the winter season.

JENSEN & WADE, of Pleasant View, will ship one carload of two-rowed barley, this week, to Milwaukee, Wis. They are paying \$1.15 per cwt. for the grain and are getting it all in Weber County, mostly from Ogden Valley.

RICHMOND S. DEMENT, of Illinois, is named as the new Surveyor-General of Utah, having been appointed by the President, yesterday. The present incumbent, Mr. Salomon, has, so far as we are able to learn, always given satisfaction, and there are several federal officials that we might spare to better advantage.

"The Place of Beverages."
The Occidental bar, where the choicest of wines, liquors and beers are manipulated in the most tempting fashion by the experienced proprietors. The family trade and private parties supplied. Best of California and imported wines and fragrant cigars always in stock.
Auer & Murphy.

PICKLED Pig's Feet, Tripe, and Tongues, at
CULMER BROS.

THE REV. GEO. H. THAYER, of Bourbon, Ind., says: "Both myself and wife owe our lives to SHILOH'S CONSUMPTION CURE." For sale at A. C. Smith & Co.'s Drug Store.

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A CHANGE AT LAST.

Dickson and Varian Step Down and Out.

ALL GLORY AND NO MONEY.

A Day of Hot and Lively Rumors with - Alas! Nothing in Them.

Vague rumors of some important changes in F. O. H. circles have been floating upon the streets for the past week, but not until recently have these rumors taken sufficient shape to be traced to any authentic source. Yesterday it was announced that Dickson and Varian had resigned their offices, and a hot buzz of excited comment and speculation at once ensued. Had their resignations been requested? Were they sick of warring on religious beliefs? Were they going to leave the Territory? Had they become frightened for themselves and their families by the recent dastardly outrages? All these queries and many others were vainly asked and as vainly answered, and to obtain a clear understanding of the matter, a Herald reporter last evening called upon Mr. Varian at his office. Mr. Dickson being absent at court in Provo. The Assistant Prosecuting Attorney expressed himself as willing to answer any inquiries put by the reporter, who accordingly at once asked the reasons for the resignation.

"The reasons are," replied Mr. Varian, "that we feel we can do better for ourselves by practicing as a private firm."

"You will remain here, then?"

"Decidedly."

"When was your resignation forwarded?"

"Mine was sent September 5th, and here is its acceptance." He showed the reporter a brief letter from John Goode, Acting Attorney-General, dated September 12th, acknowledging receipt of the writer's favor of the 5th, and stating that his resignation as Assistant Prosecuting Attorney of Utah had been accepted.

"Mr. Dickson's resignation," said Mr. Varian, "was forwarded a week ago, Sunday, and no answer to it has yet been received. It read to take effect December 31st, unless sooner acted upon, so that a successor may be appointed any day. December 31st was named so that the court would not be left without a prosecutor, and the prosecutor be given time to look over the field. Both resignations are final, and the sooner we are out of it, the better we will be pleased."

"When did you decide on resigning?"

"We have decided for the past eight or nine months to retire, but could never do so without leaving something uncompleted, or some important question we had raised, undecided. We took the office a year ago last February."

"What is the salary of the Assistant Prosecuting Attorneys?"

"I received \$1,500 a year. When Mr. Dickson came in he desired to have me appointed assistant; at once, but Brewster would not remove Mr. Sprague for some time and I did not enter upon the office till last December. We have been paying two men right along. Critchlow in Beaver and Lewis in Provo, and all this has to come out of the sum allowed the District Attorney. Under Van Zile, Mr. Snow and Mr. Sprague were both paid by the government, but when Mr. Snow resigned, the Department refused to continue the allowance; left after making all the payments for all as we can see, and we have simply decided that we can do far better for ourselves by practicing as a private firm. Added to that the office is very far from being a pleasant one; there is a good deal of traveling necessary, and no little amount of disagreeable work, abuse, and ill-feeling to encounter."

"Have you any idea as to who the successor will be?"

"None. Mr. J. A. Marshall, of Hall & Marshall, is most largely backed by the bar here, and I signed our firm's name to a petition in his behalf to-day."

"Thinking Mr. Varian for his information, the reporter withdrew. Mr. W. C. Hall, partner to Mr. Marshall, was seen, and he said that that gentleman had heard nothing from Washington regarding the office, though his application was numerous and influentially endorsed by members of the bar and the Democratic Central Committee."

Rumor had it during the course of the day that Governor Murray had summoned up for fortitude and followed suit with Dickson and Varian. A reporter of THE HERALD asked him what truth there was in the report, and he replied at once "none at all, it's all news to me." The newspaper man dashed a tear from his eye and hurried onward in quest of Judge Zane, who—still another rumor had it—had been summoned to put in an appearance at once at Washington. The Judge was not to be found, but several of his intimates assured the reporter that it was all "talk." Rumor did not take time to busy herself with McKay's name; the fact that he will hold on till grim death being too well known on all hands to allow of the starting of a whisper.

Reorganization.
The members of the Seventeenth Ward Y. M. M. I. A. will meet this evening in the ward hall, to reorganize for the ensuing season. A cordial invitation is extended to all the male members of the ward to be present. Meeting commences at 7.30 sharp.

You'll find her smiling night and day, Although at times she is not gay, And should you wonder why you meet This constant smile, regard her teeth. She only laughs those comes to show. Which SOZODONT makes white as snow.

Season '85 and '86—Oyster Grotto.
Sole agents, Platt's celebrated Tiger Brand fresh oysters. Oysters cooked in any style, 25c. per plate. Ice cream and water ices in any quantity all the year. Wedding parties supplied with everything in our line. Fine home made candies, wholesale and retail. Agency, California Cracker Co.

GEORGE ARBOREAST,
45 E. First South St.

WE PAY 15 cents each for empty coal oil cans.
CULMER BROS.

Our Dress Goods Department
Has received a handsome display of the very latest Novelties, consisting of Bonels, Homespun, Canvas Suitings and others too numerous to mention. Call and see them at
F. AUERBACH & BROS.

FOUND GUILTY.
Weston, the One-armed Tramp, Convicted of an Attempt at Rape.

A great portion of the day in the Third District Court yesterday was occupied with the case of Robert Weston, the one-armed tramp, who it will be remembered, was recently captured on Commercial Street in an attempt to rape little Louise Nelden, the child of Mr. W. A. Nelden. A jury was speedily empaneled and the evidence in all its horrible details, was gone through with as it had previously been in the Police Court. Mr. Wickel, the stable man, who followed and interrupted the tramp, his son, Mr. Nelden and Mr. Stone told their story, and Weston related his. He said he was from Texas, had been passed over by Southern Pacific and the Central Pacific to Orem, by whom he declined to say. He had "beat" his way to Salt Lake, and had been here only one night when he was arrested. He utterly denied any evil intention towards the little girl, and told the improbable story that he had taken her to the outhouse where they were found, at her request. Mr. Varian made a strong speech for the prosecution, and Mr. Sprague replied by arguing that his client was drunk and out of his senses on the day of the occurrence. The jury was out a short time, when they returned with a verdict of guilty as charged. Weston was returned to the Pen to await sentence, which will be pronounced on Thursday.

THE COURIER.
A Rich and Extensive Vein, and the Mine in Working Order.

E. E. Brim has returned from a summer spent in Wood River, and comes back with the result he usually brings when he sets out with a determination to make a rich "find." His labors this summer have been directed to demonstrating the presence of a fine vein in the Courier, the property adjoining the North Star, and the same one in which the lucky Queen people—Conklin, Horn, Hunter, Park, etc., are the principal owners. Brim has spent all his time since April with six men under him drifting, tunneling, and building, and now he reports with satisfaction to the Courier, that their vein has been sunk on for 300 feet, its whereabouts and boundaries definitely established and everything put in readiness for a force to work all this winter taking out and shipping ore. The vein averages two feet in width, and the shipment of eighteen tons made from it went first class, 123 ounces and 70 per cent. second class, sixty-two ounces and 30 per cent. lead. From this shipment sufficient was derived to pay all expenses and besides having put the mine into capital shape. Mr. Brim reports that he has built a good boarding house, an ore house, and laid in 600 bushels of coal and a heavy supply of wood. He is confident that he has found another Queen, and as he was the locator of that property, and several others of note, it may be supposed that he knows whereof he is talking.

FOILED.
"Ten Thousand Devils, and have they then Escaped Us?"

Messrs. Dickson, Varian and McKay were very much out of love with the Grand Jury in this District. We have it by special and reliable underground wire, that as soon as the three new men had been charged and sworn in, the body met and at Mr. McKay's suggestion proceeded to vote on the indictment against Messrs. Cannon and Musser. What was the porine Commissioner's wrath to discover on looking over the list that they stood 11 for acquittal and 4 for conviction. Rage as he might, that was the way the matter stood, and contrary to the carefully-arranged programme, both prisoners were free to emerge from confinement without being again tapped on the shoulder by an officer before they could get outside the grounds. It looks very much as if Zane made a mistake when he ruled off three members of the Grand Jury for daring to have an opinion of their own. He should have rubbed out the whole body, and decided that their functions could be filled by himself—and we should not be at all surprised if this were his next move.

The Soda Springs Murderer.
The cowboys of Rand & Steedman, whose herd has been grazing in the vicinity of Soda Springs, are entitled to the credit of doing their share towards seeing the law vindicated and the Soda Springs murderer of last week, Rodney Wright, brought to justice. It will be remembered that after killing Fithian, as related in Sunday's HERALD, Wright fled to the cowboys' camp, where he was presumed to be safe from arrest. One Saturday evening one of the men from the camp went to Soda Springs and informed the sheriff that Wright was held by the herders, subject to his order. On Sunday morning the sheriff went to the camp, where the murderer was turned over to him. Wright will be taken to Blackfoot for trial.

H. Cohn & Co.,
Are in receipt of a car of California bucks. Sheep raisers will do well to call and inspect them, before purchasing elsewhere.

Fashionable Tailor.
Jos. Baumgarten, No. 111, Main street, makes up the finest and best fitting suits at prices to suit the times. He has just received a fine line of cloths, of his own importation. Give him a call and be convinced.

OPEN YOUR coal oil cans carefully and sell the empties to Culmer Bros., at 15 cents each.

WE PAY 15 cents each for empty coal oil cans.
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Our Dress Goods Department
Has received a handsome display of the very latest Novelties, consisting of Bonels, Homespun, Canvas Suitings and others too numerous to mention. Call and see them at
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Call and see us on our new stand on Goode's corner. Salt Lake Beer always on draught. Headquarters for baseballs and the general sporting requisites.
CONRAD & WEST.

ONE of the most frequent remarks passed by the ladies for the past few days is: "Simon Bros.' stock, this season, is simply immense." And the ladies generally know what they are talking about.

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THE AIR OF FREEDOM.

A Writ of Error Secured in Washington.

WATSON AND MUSSER FREE.

Angus M. Cannon Remains in Prison to Await an Expected Important Decision.

Messrs. A. Milton Musser and James Watson emerged from the Penitentiary yesterday morning, and not long afterwards were receiving the congratulations of their friends on the streets. Angus M. Cannon still remains incarcerated within the walls for a reason which will be read with surprise by a good many of our readers.

It will be remembered that when the Cannon case was carried before the Supreme Court of the Territory, the ruling of the lower court was affirmed, and that there the matter ended, as a case of unlawful cohabitation could not be carried to the Supreme Court of the United States. The only way by which it could now be given a hearing before the supreme tribunal of the country, was by inducing one of the Judges in Washington to certify to a writ of error. Not long ago, Mr. F. S. Richards left for Washington to endeavor, by placing Judge Zane's decisions and his definitions of unlawful cohabitation before the judges, to obtain this writ of error. Word has just been received here that he has succeeded in his mission, and that Judge Miller had granted the writ; this will of course allow of the question going up to the Supreme Court, where it will be first decided whether or not a case of unlawful cohabitation is one that can properly come before them; if it should be decided that it can, then Zane's whole list of decisions and kaleidoscopic definitions will be rigidly scanned and hauled over. Mr. Cannon has not paid his fine, and of course remains a prisoner, as it is not probable that any steps would be taken if he were a free man. It will take several weeks, we learn, before the matter can be finally decided in Washington, but Mr. Cannon will cheerfully endure imprisonment for that length of time, if by so doing, he can learn how the Supreme Court will view Zane's marvelous rulings on the question of what constitutes unlawful cohabitation.

Messrs. Musser and Watson each paid the \$300 fine required of them, and were liberated early in the morning. Both were stripped and searched (for what purpose is something of a mystery) before they were allowed to emerge from the walls.

A reporter of THE HERALD saw both gentlemen on the street, both looking bronzed and hearty, and both expressing themselves to the effect that they had never been better in their lives. Every one in the Penitentiary is reported as being well and hearty, Bishop Clawson particularly being cheerful and making the best of his surroundings. The recent arrivals all express themselves as being pleasantly disappointed, and all say that the anticipation was far worse than the reality.

A Government Kid no Longer.
Robert Lowry alias Government Kid, who for one year and two days past, has been lying in the Pen awaiting trial on a charge of enticing females to a house of ill-fame, who recently escaped on that count owing to the absence of the females, and who was held over to trial for attempting to set fire to the Pen, came into court yesterday to answer to that charge. After a jury had been empaneled and Warden Dow examined, his attorney, Mr. Darke, very cleverly secured the freedom of his client, by calling the attention of the Court to the fact that the indictment charged that the fire had been kindled in the dwelling occupied by Warden Dow, whereas that gentleman testified that the fire was started in the cell room on the interior of the walls, some distance away from the warden's dwelling. The Judge held this defect to be fatal, and the jury was instructed to bring in a verdict of not guilty, which they at once did, and Lowry, half dazed with delight, was informed that he was a free man. He lost no time in dusting.

STOCK NOTES.
Plenty of good sheep can be bought at \$1.50 per head.

There are plenty of horses on the market, which can generally be purchased at remarkably low figures. There is, however, a scarcity of mares, and they bring prices above the average.

IN CATTLE there is about the usual business. The summer herds now come to come in, and the result will be that a few extra head will be placed on the market, which will be disposed of in small numbers, mainly to the butcher, and will bring but butchers' prices. Outside of the summer herds commencing to move there is nothing of importance going on in horned stock.

LAST WEEK J. W. Summerhays & Co. received a shipment of about 10,000 pounds of wool, which came from the neighborhood of Tooele, and averaged 104 pounds to the fleece, which is considered to be a remarkably good clip. This means about \$1.00 to the head for wool alone; add to this the increase in stock and consider whether or not our sheep men are losing money.

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